

UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

United States Court of Appeals  
Fifth Circuit

**FILED**

May 17, 2011

Lyle W. Cayce  
Clerk

No. 10-40221

United States District Court  
Southern District of Texas  
**FILED**

JUN 20 2011

David J. Bradley, Clerk of Court

D.C. Docket No. 1:10-MC-2

HEARST NEWSPAPERS, L.L.C., doing business as  
Houston Chronicle,

Intervenor Plaintiff - Appellant

UNITED STATES OF AMERICA,

Plaintiff - Appellee

v.

OZIEL CARDENAS-GUILLEN,

Defendant - Appellee

v.

HEARST NEWSPAPERS, L.L.C., doing business as Houston Chronicle,

Intervenor - Appellant

Appeal from the United States District Court for the  
Southern District of Texas, Brownsville

Before BARKSDALE, DENNIS, and HAYNES, Circuit Judges.

J U D G M E N T

This cause was considered on the record on appeal and was argued by  
counsel.

It is ordered and adjudged that the judgment of the District Court is reversed.

IT IS FURTHER ORDERED that each party bear its own costs on appeal.

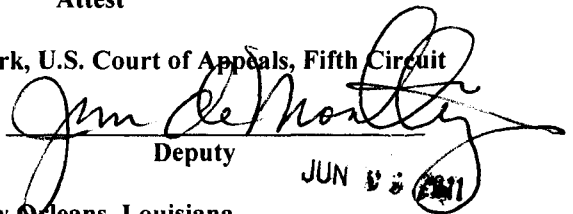
ISSUED AS MANDATE:

JUN 08 2011

A True Copy  
Attest

Clerk, U.S. Court of Appeals, Fifth Circuit

By:

A handwritten signature in black ink, appearing to read "Jim DeMonte", written over a horizontal line.

Deputy

JUN 08 2011

New Orleans, Louisiana

**United States Court of Appeals**  
FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

TEL. 504-310-7700  
600 S. MAESTRI PLACE  
NEW ORLEANS, LA 70130

June 09, 2011

Mr. David J. Bradley  
Southern District of Texas, Brownsville  
United States District Court  
600 E. Harrison Street  
Room 1158  
Brownsville, TX 78520


No. 10-40221, Hearst Newspapers, L.L.C.  
USDC No. 1:10-MC-2

Enclosed, for the Southern District of Texas, Brownsville only,  
is a copy of the judgment issued as the mandate.

Record/original papers/exhibits to be returned.

Sincerely,

LYLE W. CAYCE, Clerk

By: 

James deMontluzin, Deputy Clerk  
504-310-7679

cc: (letter only)  
Honorable Hilda G. Tagle  
Mrs. Amy Howell Alaniz  
Mr. Jonathan R. Donnellan  
Mr. Chip Brandon Lewis  
Mr. Crispin Quintanilla III  
Mr. Michael Wayne Ramsey  
Mr. Ravi Viren Sitwala  
Ms. Toni L. Trevino  
Mr. James Lee Turner  
Mr. Roberto Jose Yzaguirre

P.S. to Judge Tagle: A copy of the opinion was sent to your  
office via email the day it was filed.